

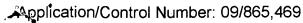
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APPLICATION NO	. F	ILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/865,469 0		05/25/2001	Aubrey B. Poore JR.	CSUR.01USR1	3415
27479	7590	09/23/2003			
		S OF WILLIAM	EXAMINER		
3555 STANFORD ROAD SUITE 230 FORT COLLINS, CO 80525				HELLNER, MARK	
				ART UNIT	PAPER NUMBER
				3663	<u> </u>
				DATE MAILED: 09/23/2003	<b>,</b>

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)					
		POORE, AUBREY B.					
Office Action Summary	09/865,469						
J. Omoc Action Cammary	Examiner	Art Unit					
The MAILING DATE of this communication ap	Mark Hellner	e correspondence address					
Period for Reply							
A SHORTENED STATUTORY PERIOD FOR REPL THE MAILING DATE OF THIS COMMUNICATION.  - Extensions of time may be available under the provisions of 37 CFR 1.1 after SIX (6) MONTHS from the mailing date of this communication.  - If the period for reply specified above is less than thirty (30) days, a repl - If NO period for reply is specified above, the maximum statutory period - Failure to reply within the set or extended period for reply will, by statute - Any reply received by the Office later than three months after the mailin earned patent term adjustment. See 37 CFR 1.704(b).  Status	136(a). In no event, however, may a reply by within the statutory minimum of thirty (30) will apply and will expire SIX (6) MONTHS for cause the application to become ABANDC	e timely filed  days will be considered timely.  rom the mailing date of this communication.  NED (35 U.S.C. § 133).					
1) Responsive to communication(s) filed on	·						
2a)☐ This action is <b>FINAL</b> . 2b)⊠ Th	nis action is non-final.						
3) Since this application is in condition for allowance except for formal matters, prosecution as to the ments is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.							
Disposition of Claims  4)⊠ Claim(s) 1 is/are pending in the application.							
4a) Of the above claim(s) is/are withdrawn from consideration.							
· · · · · · · · · · · · · · · · · · ·							
5) Claim(s) is/are allowed.							
6)⊠ Claim(s) <u>1</u> is/are rejected.							
7) Claim(s) is/are objected to.							
8) Claim(s) are subject to restriction and/or election requirement.  Application Papers							
9)☐ The specification is objected to by the Examine	er.	•					
10) ☐ The drawing(s) filed on is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.							
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).							
11) ☐ The proposed drawing correction filed on is: a) ☐ approved b) ☐ disapproved by the Examiner.							
If approved, corrected drawings are required in reply to this Office action.							
12)☐ The oath or declaration is objected to by the Examiner.							
Priority under 35 U.S.C. §§ 119 and 120							
13) Acknowledgment is made of a claim for foreig	n priority under 35 U.S.C. § 11	9(a)-(d) or (f).					
a) ☐ All b) ☐ Some * c) ☐ None of:							
1. Certified copies of the priority documen	ts have been received.						
2. Certified copies of the priority documen	ts have been received in Appli	cation No					
Copies of the certified copies of the prical application from the International But See the attached detailed Office action for a list.	ureau (PCT Rule 17.2(a)).						
14) Acknowledgment is made of a claim for domes	tic priority under 35 U.S.C. § 1	19(e) (to a provisional application).					
a) ☐ The translation of the foreign language pr 15)☐ Acknowledgment is made of a claim for domes							
Attachment(s)	•	•					
1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449) Paper No(s)	5) 🔲 Notice of Inforr	mary (PTO-413) Paper No(s) nal Patent Application (PTO-152)					
U.S. Patent and Trademark Office PTO-326 (Rev. 04-01)  Office A	ction Summary	Part of Paper No. 1					



Art Unit: 3663

## **DETAILED ACTION**

## Reissue Applications

The reissue oath/declaration filed with this application is defective (see 37 CFR 1.175 and MPEP § 1414) because of the following:

All subject matter being added to the patent must be underlined. All subject matter being deleted from the patent must be placed between brackets. 37 CFR 1.173(d). The substitute specification filed with the present reissue fails to comply with this requirement.

Claims 1 is rejected as being based upon a defective reissue oath/declaration under 35 U.S.C. 251 as set forth above. See 37 CFR 1.175.

The nature of the defect(s) in the oath/declaration is set forth in the discussion above in this Office action.

Any inquiry concerning this communication should be directed to Mark Hellner at telephone number 703 306 4155.

Mark Hellner

September 21, 2003

MARK HELLNER PRIMARY EXAMINER

3663 Mark Hellner